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9 UNITED STATES DISTRICT COURT
10 CENTRAL DISTRICT OF CALIFORNIA

11 **JOSHUA ASSIFF,**

12 **Plaintiff,**

13 **v.**

14 **COUNTY OF LOS ANGELES;**
15 **SHERIFF DEPUTY BADGE**
16 **NUMBER 404532;**
17 **And DOES 1 through 10,**

18 **Defendants.**

Case No. 2:22-cv-05367 RGK (MAAx)

**APPLICATION FOR LEAVE TO
FILE DOCUMENTS UNDER SEAL;
DECLARATION OF THOMAS M.
FERLAUTO IN SUPPORT THEREOF**

Action Filed: August 3, 2022
Pretrial Conference: July 10, 2023
Trial Date: July 25, 2023

Assigned to: Hon. R. Gary Klausner,
District Judge, Courtroom 850

All Discovery Matters Referred to: Hon.
Maria A. Audero, District Judge

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23 TO THE COURT, ALL PARTIES IN THIS ACTION, AND TO THEIR
24 RESPECTIVE ATTORNEYS OF RECORD:

25 PLEASE TAKE NOTICE THAT Plaintiff, JOSHUA ASSIFF (hereinafter
26 "Plaintiff") hereby makes this application for leave to file documents under seal. The
27 documents sought to be filed under seal are as follows:
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- 1 1. MEMORANDUM OF POINTS AND AUTHORITIES IN OPPOSITION TO
- 2 MOTION FOR PARTIAL SUMMARY JUDGMENT;
- 3 2. PLAINTIFF'S RESPONSE TO STATEMENT OF PURPORTED
- 4 UNCONTROVERTED FACTS AND CONCLUSIONS OF LAW AND
- 5 ADDITIONAL FACTS GIVING RISE TO TRIABLE ISSUES IN OPPOSITION
- 6 TO MOTION FOR PARTIAL SUMMARY JUDGMENT; and
- 7 3. DECLARATION OF THOMAS M. FERLAUTO IN OPPOSITION TO
- 8 MOTION FOR PARTIAL SUMMARY JUDGMENT.

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10 These documents contain portions of Defendant Travis Kelly's personnel file

11 or contain references to Defendant Travis Kelly's personnel file or other documents

12 designated by Defendants as CONFIDENTIAL under a stipulated protective order

13 that requires such documents to be filed under seal.

14 On June 2, 2023, counsel for Defendants insisted that all documents designated

15 CONFIDENTIAL must be filed under seal as well as any testimony discussing said

16 confidential documents.

17 Plaintiff brings this application to comply with the stipulated protective order

18 and Defendants request.

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20 DATED: June 5th, 2022

The Law Office Of Thomas M. Ferlauto, APC

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23 By: _____

24 Thomas M. Ferlauto

25 Attorney For: Plaintiff, JOSHUA ASSIFF

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DECLARATION OF THOMAS M. FERLAUTO

I, Thomas M. Ferlauto, declare as follows:

1. I am an attorney licensed to practice law in the State of California, and I am Plaintiff's counsel of record herein. Consequently, I have personal knowledge of the following:

2. Plaintiff seeks leave of Court to file the following documents under seal:

A) MEMORANDUM OF POINTS AND AUTHORITIES IN
OPPOSITION TO MOTION FOR PARTIAL SUMMARY JUDGMENT;

B) PLAINTIFF'S RESPONSE TO STATEMENT OF
PURPORTED UNCONTROVERTED FACTS AND CONCLUSIONS OF LAW
AND ADDITIONAL FACTS GIVING RISE TO TRIABLE ISSUES IN
OPPOSITION TO MOTION FOR PARTIAL SUMMARY JUDGMENT; and

C) DECLARATION OF THOMAS M. FERLAUTO IN
OPPOSITION TO MOTION FOR PARTIAL SUMMARY JUDGMENT.

3. These documents contain portions of Defendant Travis Kelly's personnel file or contain references to Defendant Travis Kelly's personnel file or other documents designated by Defendants as CONFIDENTIAL under a stipulated protective order that requires such documents to be filed under seal.

4. On June 2, 2023, counsel for Defendants insisted that all documents designated CONFIDENTIAL must be filed under seal as well as any testimony discussing said confidential documents.

5. Plaintiff brings this application to comply with the stipulated protective order and Defendants' request.

1 I declare under penalty of perjury under the laws of the State of California and
2 the United States of America that the foregoing is true and correct. Executed this 5th
3 day of June, 2023 in Orange County, California.

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7 THOMAS M. FERLAUTO